

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

<b>TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A SUBMISSION UNDER 35 U.S.C. 371</b>		<b>ATTORNEY'S DOCKET NUMBER 2003P06043WOUS</b> <b>U.S. APPLICATION NO. (if known, see 37 CFR 1.5) to be assigned 10/554419</b>
INTERNATIONAL APPLICATION NO. <b>PCT/EP2004/004151</b>	INTERNATIONAL FILING DATE <b>04/19/2004</b>	PRIORITY DATE CLAIMED <b>05/12/2003</b>
<b>TITLE OF INVENTION</b> <b>Operating Device</b>		
<b>APPLICANT(S) FOR DO/EO/US</b> <b>Paucker et al.</b>		
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:		
<p>1. <input checked="" type="checkbox"/> This is a <b>FIRST</b> submission of items concerning a submission under 35 U.S.C. 371.</p> <p>2. <input type="checkbox"/> This is a <b>SECOND</b> or <b>SUBSEQUENT</b> submission of items concerning a submission under 35 U.S.C. 371.</p> <p>3. <input checked="" type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.</p> <p>4. <input checked="" type="checkbox"/> The US has been elected (Article 31).</p> <p>5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2))           <ul style="list-style-type: none"> <li>a. <input type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau).</li> <li>b. <input checked="" type="checkbox"/> has been communicated by the International Bureau.</li> <li>c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US).</li> </ul> </p> <p>6. <input checked="" type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2))           <ul style="list-style-type: none"> <li>a. <input checked="" type="checkbox"/> is attached hereto.</li> <li>b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4).</li> </ul> </p> <p>7. <input checked="" type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))           <ul style="list-style-type: none"> <li>a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau).</li> <li>b. <input checked="" type="checkbox"/> have been communicated by the International Bureau.</li> <li>c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired.</li> <li>d. <input type="checkbox"/> have not been made and will not be made.</li> </ul> </p> <p>8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).</p> <p>9. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).</p> <p>10. <input type="checkbox"/> An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).</p>		
<p><b>Items 11 to 20 below concern document(s) or information included:</b></p> <p>11. <input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98.</p> <p>12. <input checked="" type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.</p> <p>13. <input checked="" type="checkbox"/> A preliminary amendment.</p> <p>14. <input checked="" type="checkbox"/> An Application Data Sheet under 37 CFR 1.76.</p> <p>15. <input type="checkbox"/> A substitute specification.</p> <p>16. <input checked="" type="checkbox"/> A power of attorney and/or change of address letter.</p> <p>17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821- 1.825.</p> <p>18. <input type="checkbox"/> A second copy of the published International Application under 35 U.S.C. 154(d)(4).</p> <p>19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).</p> <p>20. <input checked="" type="checkbox"/> Other items or information: <b>Return Post Card</b></p>		

This collection of information is required by 37 CFR 1.414 and 1.491-1.492. The information is required to obtain or retain a benefit by the public, which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 15 minutes to complete, including gathering information, preparing, and submitting the completed form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

U.S. APPLICATION NO. (if known, see 37 CFR 1.5)		INTERNATIONAL APPLICATION NO.		ATTORNEY'S DOCKET NUMBER																															
<b>To be assigned 109554419</b>		<b>PCT/EP2004/004151</b>		<b>2003P06043WOUS</b>																															
21. The following fees are submitted:																																			
<input checked="" type="checkbox"/> a) Basic national fee..... \$300.00 <input checked="" type="checkbox"/> b) Examination fee..... \$200.00 <input checked="" type="checkbox"/> c) Search fee..... \$500.00																																			
<b>TOTAL OF ABOVE CALCULATIONS = \$1000.00</b>																																			
<input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.																																			
Total Sheets	Extra sheets	Number of each additional 50 or fraction thereof (round up to a whole number)		RATE																															
20 - 100 = 0	/50 =			x \$250.00	\$ 0																														
Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(e)).																																			
<table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>CLAIMS</th> <th>NUMBER FILED</th> <th>NUMBER EXTRA</th> <th>RATE</th> <th colspan="2">\$</th> </tr> </thead> <tbody> <tr> <td>Total claims</td> <td>13 - 20 = 0</td> <td></td> <td>x \$50.00</td> <td colspan="2">\$ 0</td> </tr> <tr> <td>Independent claims</td> <td>1 - 3 = 0</td> <td></td> <td>x \$200.00</td> <td colspan="2">\$ 0</td> </tr> <tr> <td colspan="3">MULTIPLE DEPENDENT CLAIM(S) (if applicable)</td> <td>+ \$360.00</td> <td colspan="2">\$</td> </tr> <tr> <td colspan="6" style="text-align: right;"><b>TOTAL OF ABOVE CALCULATIONS = \$1000</b></td> </tr> </tbody> </table>						CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	\$		Total claims	13 - 20 = 0		x \$50.00	\$ 0		Independent claims	1 - 3 = 0		x \$200.00	\$ 0		MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ \$360.00	\$		<b>TOTAL OF ABOVE CALCULATIONS = \$1000</b>					
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	\$																															
Total claims	13 - 20 = 0		x \$50.00	\$ 0																															
Independent claims	1 - 3 = 0		x \$200.00	\$ 0																															
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ \$360.00	\$																															
<b>TOTAL OF ABOVE CALCULATIONS = \$1000</b>																																			
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by $\frac{1}{2}$ .																																			
<b>SUBTOTAL = \$ 1000</b>																																			
Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(f)).																																			
<b>TOTAL NATIONAL FEE = \$ 1000</b>																																			
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property																																			
<b>TOTAL FEES ENCLOSED = \$ 1040.00</b>																																			
<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td colspan="2"></td> <td>Amount to be refunded:</td> <td>\$</td> </tr> <tr> <td colspan="2"></td> <td>Amount to be charged:</td> <td>\$ 1040.00</td> </tr> </table>								Amount to be refunded:	\$			Amount to be charged:	\$ 1040.00																						
		Amount to be refunded:	\$																																
		Amount to be charged:	\$ 1040.00																																
a. <input type="checkbox"/> A check in the amount of \$ _____ to cover the above fees is enclosed. b. <input type="checkbox"/> Please charge my Deposit Account No. _____ in the amount of \$ _____ to cover the above fees. A duplicate copy of this sheet is enclosed. c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>502464</u> . A duplicate copy of this sheet is enclosed. d. <input type="checkbox"/> Fees are to be charged to a credit card. <b>WARNING:</b> Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.																																			
<b>NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the International Application to pending status.</b>																																			
SEND ALL CORRESPONDENCE TO: Customer Number: 28204 OR Jacob Eisenberg c/o Siemens Schweiz Intellectual Property, I-44 Albisriederstrasse 245 CH-8047 Zürich, Switzerland																																			
 SIGNATURE <u>Jacob Eisenberg</u> NAME <u>43,410</u> REGISTRATION NUMBER																																			

**SIEMENS**

JC09 Rec'd PCT/PTO 24 OCT 2005

**VIA DHL**

United States Patent and Trademark Office  
 Customer Service Window  
 Randolph Building  
 401 Dulany Street  
 Alexandria, Virginia  
 22314 USA

Name	Jacob Eisenberg
Division of activity	Intellectual Property
Department	IP
Phone	+41 585 58 3295
Fax	+41 585 58 3228
e-mail	<a href="mailto:patentabteilung@siemens.ch">patentabteilung@siemens.ch</a> <a href="mailto:jacob.eisenberg@siemens.com">jacob.eisenberg@siemens.com</a>
Your reference	
Our reference	2003P06043WOUS/KUR
Date	October 21, 2005

**Customer No.: 28204**

Re: Utility Patent Application  
 Atty. Dock.: 2003P06043WOUS; Serial No.: to be assigned  
 Filed: to be assigned; Inventor(s): Paucker *et al.*

For: Operating device

Sir:

In response to the FILING OF APPLICATION PAPERS, the following documents are forwarded herewith for appropriate action by the U.S. Patent and Trademark Office:

1. Fee Transmittal Form and Utility Patent Application Transmittal;
2. Specification, Claims and Drawings;
3. Preliminary Amendment;
4. Executed Declaration;
5. Recordation Form Cover Sheet;
6. Executed Assignment;
7. Application Data Sheet; and
8. Return Post Card.

It is respectfully requested that the attached post card be stamped with the filing date of these documents and returned to us via post. A duplicate of this letter is enclosed.

In the event that the transmittal form is separated from this document and the Patent Office determines that an extension of time and/or other relief is required, Applicant petitions for any required relief including extensions of time and authorize the Commissioner to charge the cost of such

# SIEMENS

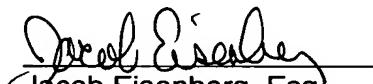
2003P06043WOUS  
Paucker et al.  
October 21, 2005, page 2

petition and/or other fees in connection with the filing of this document to Deposit Account No.: 502464 referencing attorney docket number 2003P06043WOUS.

However, the Commissioner is not authorized to charge the cost of the issue fee to the Deposit Account.

Date: 10/21/2005

Respectfully Submitted,



Jacob Eisenberg, Esq.  
Attorney for Applicant  
Registration No. 43,410  
Customer No.: 28204

Enclosures